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Attorneys for Defendant Corey Flaum

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

IN RE: BANK OF NOVA SCOTIA
SPOOFING LITIGATION

Case No. 3:20-cv-11059-MAS-
LHG

**DECLARATION OF
VARUN A. GUMASTE**

Motion Day: October 4, 2021

**ORAL ARGUMENT
REQUESTED**

I, Varun A. Gumaste, declare as follows:

1. I am an associate at the law firm of Krieger Kim & Lewin, LLP, attorneys for Defendant Corey Flaum. I am a member of the bar of the State of New Jersey and am admitted to practice in this Court. I respectfully submit this declaration in support of Defendant Corey Flaum's Reply in Support of his Motion to Dismiss the Consolidated Amended Complaint under Federal Rules of Civil Procedure 12(b)(1) and 12(b)(6).

2. Attached as Exhibit A is a true and accurate copy of *Hawk Mountain LLC v. Ram Cap. Grp. LLC*, 689 F. App'x 703 (3d Cir. 2017).

3. Attached as Exhibit B is a true and accurate copy of *C.F.T.C. v. Equity Fin. Grp., LLC*, No. 04 Civ. 1512 (RBK), 2006 WL 3751911 (D.N.J. Dec. 18, 2006), *on reconsideration*, 2007 WL 1038754 (D.N.J. Mar. 30, 2007).

4. Attached as Exhibit C is a true and accurate copy of *McWreath v. Range Res.-Appalachia, LLC*, 645 F. App'x 190 (3d Cir. 2016).

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Dated: September 15, 2021



Varun A. Gumaste